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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES  
**DIVISION OF ENVIRONMENTAL PROTECTION**

901 South Stewart Street, Suite 4001  
Carson City, Nevada 89701 -5249

**September 27, 2005**  
**PUBLIC NOTICE**

**Request For Public Comment**  
**On A Draft Permit For The Management Of Hazardous Waste**

**Hazardous Waste:**

The Nevada Division of Environmental Protection (NDEP) is requesting public comment on the DRAFT PERMIT for two hazardous waste management units owned by the United States Department of Energy. The units are located on the Nevada Test Site, which is approximately 65 miles northwest of Las Vegas, Nevada. The DRAFT PERMIT continues the provisions of the existing Part B Permit first issued to the Department of Energy, Nevada Operations Office (DOE/NV) in March 1995 and subsequently renewed in November 2000. The revised permit would grant approval in accordance with the Resource Conservation & Recovery Act (RCRA), Federal regulations 40 CFR Part 124, Nevada Revised Statutes (NRS) 459.000 through 459.600 and Nevada Administrative Code (NAC) 444.842 through 444.960 to the Department of Energy to continue operations at the following two units:

**Hazardous Waste Storage Unit (HWSU):** The draft permit allows the Permittee to store hazardous waste in containers on a pad designed for the safe storage of the wastes generated at the facility. The Permittee will be allowed to store a maximum of 16,280 gallons of approved waste at a time.

**Explosive Ordnance Disposal Unit (EODU):** The draft permit allows the Permittee to treat explosive ordnance wastes by open detonation in a specially constructed and managed area designed for the safe and effective treatment of these wastes. Explosive ordnance wastes are defined as hazardous wastes under 40 CFR §§ 261.21, 261.23, 261.24 and 261.33. The Permittee will be allowed to detonate a maximum of 100 pounds of approved waste at a time, not to exceed one detonation event per hour.

**Mixed Waste:**

The NDEP is also seeking public comment to allow the mixed waste disposal unit (MWDU) to continue operation under interim status to facilitate closure of this unit within the next five years. The MWDU is located at Area 5 of the Nevada Test Site and has operated under interim status since 1987. The remaining capacity of the MWDU is about 20,000 cubic meters. Upon issuance of the DRAFT PERMIT, the MWDU will continue to operate and be allowed to accept

mixed waste (low-level radioactive waste mixed with RCRA regulated hazardous waste) from both on-site and off-site DOE sources to expedite closure of this unit.

**Public Comment:**

The ADMINISTRATIVE RECORD for the DRAFT PERMIT, which includes the APPLICATION, DRAFT PERMIT, and FACT SHEET, are available for public review during business hours at the addresses below.

Anyone wishing to submit comments or request a public hearing on this DRAFT PERMIT should do so in writing on or before **November 14, 2005** to NDEP at the Carson City address. For further information and to obtain copies of the FACT SHEET, visit the Web site at [ndep.nv.gov/admin/public.htm](http://ndep.nv.gov/admin/public.htm) or contact the NDEP at:

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All comments will be addressed in the ADMINISTRATIVE RECORD. A final decision to issue the permit and to establish permit conditions will be made after all comments have been considered. Notice of the final decision shall be sent to each person who has delivered written comments or requested notice of the final permit decision. The decision will become effective 30 days from the date of issuance unless appealed. The final decision shall become effective immediately in the absence of comments to request a change in the DRAFT PERMIT.